

## DECLARATION OR OATH

- II.  No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

*NOTE: If the correct inventor or inventors are not named on filing a nonprovisional application under § 1.53(b) without an executed oath or declaration under § 1.63, the later submission of an executed oath or declaration under § 1.63 during the pendency of the application will act to correct the earlier identification of inventorship. 37 C.F.R. § 1.48(f)(1).*

**OR**

- The declaration or oath that was filed was determined to be defective. A new original oath or declaration is attached.

*NOTE: For surcharge fee for filing declaration after filing date complete item VI(3) below.*

*NOTE: "The following combinations of information supplied in an oath or declaration filed after the filing date are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 C.F.R. 1.63:*

*"(1) name of inventor(s), and application number (consisting of the series code and the serial number; e.g., 08/123,456);*

*"(2) name of inventor(s), serial number and filing date;*

*"(3) name of inventor(s) and attorney docket number which was on the specification as filed;*

*"(4) name of inventor(s), title which was on the specification as filed and filing date;*

*"(5) name of inventor(s), title which was on the specification as filed and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration; or*

*"(6) name of inventor(s), title which was on the specification as filed and accompanied by a cover letter accurately identifying the application for which it was intended by either the application number (consisting of the series code and the serial number; e.g., 08/123,456), or serial number and filing date. Absent any statement(s) to the contrary, it will be presumed that the application filed in the PTO is the application which the inventor(s) executed by signing the oath or declaration."*

*Notice of Jul. 13, 1995 (1177 O.G. 60); M.P.E.P. § 601.01(a), 6<sup>th</sup> ed., rev. 3.*

*NOTE: Another minimum found acceptable in the declaration is the filing date (i.e., date of express mail) and the express mail number, useful where the serial number is not yet known. But note the practice where the express mail deposit is a Saturday, Sunday or holiday within the District of Columbia. 37 C.F.R. 1.10(c).*

*(complete (c) or (d), if applicable)*

Attached is a

- (c)  Statement by a registered attorney that the application filed in the PTO is the application that the inventor executed by signing the declaration.
- (d)  Statement that the "attached" specification is a copy of the specification and any amendments thereto that were filed in the PTO to obtain the filing date.

## AMENDMENT CANCELLING CLAIMS

- III.  Cancel claims \_\_\_\_\_ inclusive.

**TRANSMITTAL OF ENGLISH TRANSLATION  
OF NON-ENGLISH LANGUAGE PAPERS**

- IV.**  Submitted herewith is an English translation of the non-English language application papers as originally filed. Also submitted herewith is a statement by the translator of the accuracy of the translation. It is requested that this translation be used as the copy for examination purposes in the PTO.

*NOTE: For fee processing a non-English application, complete item VI(5) below.*

*NOTE: A non-English oath or declaration in the form provided by the PTO need not be translated. 37 C.F.R. 1.69(b).*

**SMALL ENTITY STATUS**

- V.**  A statement that this filing is by a small entity is hereby asserted in accordance with the rule change effective September 8, 2000, 65 Fed. Reg. 54603.

**COMPLETION FEES**

**VI.**

*WARNING: Failure to submit the surcharge fees where required will cause the application to become abandoned. 37 C.F.R. 1.53.*

*NOTE: For effect on fees of failure to establish status, or change status, as a small entity, see 37 C.F.R. 1.28(a).*

**1. Filing fee**

- original patent application  
(37 C.F.R. 1.16(a)—\$770.00; Small entity—\$385.00)\$\_\_\_\_\_
- design application  
(37 C.F.R. 1.16(f)—\$340.00; small entity—\$170.00) \$\_\_\_\_\_
- \$\_\_\_\_\_

**2. Fees for claims**

- each independent claim in excess of 3  
(37 C.F.R. 1.16(b)—\$86.00; small entity—\$43.00) \$\_\_\_\_\_
- each claim in excess of 20  
(37 C.F.R. 1.16(c)—\$18.00; small entity—\$9.00) \$\_\_\_\_\_
- multiple dependent claim(s)  
(37 C.F.R. 1.16(d)—\$290.00; small entity—\$145.00) \$\_\_\_\_\_

3. Surcharge fees

late payment of filing fee

*and/or*

late filing of original declaration or oath  
(37 C.F.R. 1.16(e)—\$130.00; small entity—\$65.00); \$ 130.00

*NOTE:* Even where a facsimile declaration or oath signed by the inventor(s) was part of the originally filed papers, the surcharge fee is required.

*NOTE:* If both the filing fee and declaration or oath were missing from the original papers, only one surcharge fee for both need be paid. 37 C.F.R. 1.16(e).

4.  Petition and fee for filing by other than all the inventors or a person not the inventor (37 C.F.R. 1.17(i) and 1.47—\$130.00) \$ \_\_\_\_\_

5.  Fee for processing an application filed with a specification in a non-English language (37 C.F.R. 1.17(k) and 1.52(d)—\$130.00) \$ \_\_\_\_\_

6.  Fee for processing and retention of application (37 C.F.R. 1.21(l) and 1.53(d)—\$130.00) \$ \_\_\_\_\_

7.  Assignment (See "ASSIGNMENT COVER SHEET".)

*NOTE:* 37 C.F.R. 1.21(l) establishes a fee for processing and retaining any application which is abandoned for failing to complete the application pursuant to 37 C.F.R. 1.53(f) and this, as well as, the changes to 37 C.F.R. 1.53 and 1.78 indicate that in order to obtain the benefit of a prior U.S. application, either the basic filing fee or the processing and retention fee of § 1.21(l) within 1 year of notification under § 1.53(f) must be paid.

Total completion fees \$ 130.00

**EXTENSION OF TIME**

VII.

*(complete (a) or (b), as applicable)*

The proceedings herein are for a patent application, and the provisions of 37 C.F.R. 1.136(a) apply.

(a)  Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. 1.17(a)(1)-(4), for the total number of months checked below:

Extension <u>(months)</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$210.00
<input type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00
<input type="checkbox"/> five months	\$2,010.00	\$1,005.00

Fee \$

If an additional extension of time is required, please consider this a petition therefor.  
*(check and complete the next item, if applicable)*

- An extension for \_\_\_\_\_ months has already been secured, and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$\_\_\_\_\_

or

- (b)  Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

#### TOTAL FEE DUE

#### VIII.

The total fee due is

Completion fee(s)	\$ <u>130.00</u>
Extension fee (if any)	\$ <u>-0-</u>

**Total Fee Due \$130.00**

#### PAYMENT OF FEES

#### IX.

- Enclosed is a check in the amount of \$ 130.00
- Charge Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_  
A duplicate of this request is attached.

*NOTE: Fees should be itemized in such a manner that it is clear for which purpose the fees are paid. 37 C.F.R. 1.22(b).*

Please charge Account No. 11-1110 for any fees that may be due by this paper.

#### AUTHORIZATION TO CHARGE ADDITIONAL FEES

#### X.

**WARNING:** *Accurately count claims, especially multiple dependent claims, to avoid unexpected high charges if extra claims are authorized.*

*NOTE: "Amounts of twenty-five dollars or less will not be returned unless specifically requested within a reasonable time, nor will the payer be notified of such amounts; amounts over twenty-five dollars may be returned by check or, if requested, by credit to a deposit account." 37 C.F.R. § 1.26(a).*

- The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the pendency of this application to Account No. 11-1110.

- 37 C.F.R. 1.16(a), (f) or (g) (filing fees)
- 37 C.F.R. 1.16(b), (c) and (d) (presentation of extra claims)

*NOTE: Because additional fees for excess or multiple dependent claims not paid on filing or on later presentation must only be paid or these claims cancelled by amendment prior to the expiration of the time period set for response by the PTO in any notice of fee deficiency (37 C.F.R. 1.16(d)), it might be best not to authorize the PTO to charge additional claim fees, except possibly when dealing with amendments after final action.*

- 37 C.F.R. 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
- 37 C.F.R. §§ 1.17(a)(1)-(5) (extension fees pursuant to § 1.136(a))
- 37 C.F.R. 1.17 (application processing fees)

*NOTE: "A written request may be submitted in an application that is an authorization to treat any concurrent or future reply, requiring a petition for an extension of time under this paragraph for its timely submission, as incorporating a petition for extension of time for the appropriate length of time. An authorization to charge all required fees, fees under § 1.17, or all required extension of time fees will be treated as a constructive petition for an extension of time in any concurrent or future reply requiring a petition for an extension of time under this paragraph for its timely submission. Submission of the fee set forth in § 1.17(a) will also be treated as a constructive petition for an extension of time in any concurrent reply requiring a petition for an extension of time under this paragraph for its timely submission." 37 C.F.R. § 1.136(a)(3).*

- 37 C.F.R. 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. 1.311(b))

*NOTE: Where an authorization to charge the issue fee to a deposit account has been filed before the mailing of a Notice of Allowance, the issue fee will be automatically charged to the deposit account at the time of mailing the notice of allowance. 37 C.F.R. 1.311(b).*

*NOTE: 37 C.F.R. 1.28(b) requires "Notification of any change in loss of entitlement to small entity status must be filed in the application . . . prior to paying, or at the time of paying . . . issue fee . . ." From the wording of 37 C.F.R. 1.28(b): (a) notification of change of status must be made even if the fee is paid as "other than a small entity" and (b) no notification is required if the change is to another small entity.*



SIGNATURE OF PRACTITIONER

Reg. No. 41,142

Michael D. Lazzara  
(type or print name of practitioner)

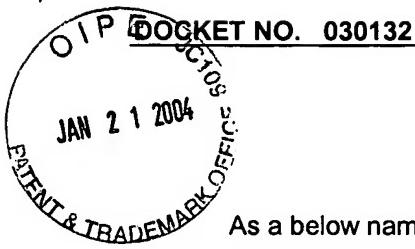
Tel. No.: (412) 355-8994

Kirkpatrick & Lockhart LLP

P.O. Address

Henry W. Oliver Building  
535 Smithfield Street  
Pittsburgh, PA 15222-2312

Customer No. 26285



PATENT

## DECLARATION

### INVENTORSHIP IDENTIFICATION

As a below named inventor, I hereby declare that my residence, mailing address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

### SERVICE OPERATION DATA PROCESSING USING CHECKLIST FUNCTIONALITY IN ASSOCIATION WITH INSPECTED ITEMS

#### TITLE OF INVENTION

#### SPECIFICATION IDENTIFICATION

the specification of which:

- (a)  is attached hereto.
- (b)  was filed on September 19, 2003, as  Serial No. 10/666,463  
 and was amended on \_\_\_\_\_ *(if applicable)*.
- (c)  was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_  
 and was amended on \_\_\_\_\_. *(if applicable)*.

#### ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56.

#### PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d) (Prior Foreign/Pct Application(S) Filed Within 12 Months (6 Months For Design) Prior To This Application)

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate(s) or 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below any foreign application(s) for patent or inventor's certificate(s) or any PCT international application(s) having a filing date before that of the application(s) of which priority is claimed.

Application Number	Country or PCT	Date Of Filing (Day, Month, Year)	Priority not Claimed	Certified Copy Attached?
			<input type="checkbox"/>	<input type="checkbox"/> YESNO <input type="checkbox"/>

**CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S) UNDER 35 U.S.C. § 119(e)**

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

Provisional Application Number	Filing Date

**CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S) UNDER 35 U.S.C. 120**

(All Foreign Application(S), If Any, Filed More Than 12 Months  
(6 Months For Design) Prior To This U.S. Application)

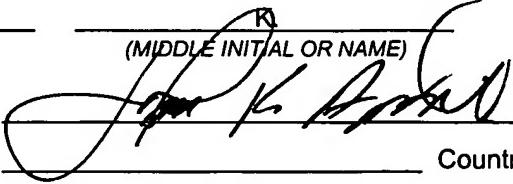
I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or 365(c) PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

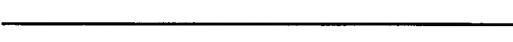
U.S Parent Application No.	PCT Parent Application No.	Date Of Filing (Day, Month, Year)	Parent Patent No. ( <i>If applicable</i> )

**DECLARATION**

I hereby declare that my presentation of this paper constitutes a certification under 37 C.F.R § 10.18, which provides, in part, that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful statements may jeopardize the validity of the application and any patent issuing therefrom.

**SIGNATURE(S)****Inventor(s)**

<u>John</u> (GIVEN NAME)	<u>K</u> (MIDDLE INITIAL OR NAME)	<u>Apostolides</u> FAMILY (OR LAST NAME)
Inventor's signature		
Date	<u>1/14/04</u>	
Residence	<u>Pittsburgh, PA 15238</u>	
Mailing Address:	<u>605 Bending Oak Lane, Pittsburgh, PA 15238</u>	

<u>(GIVEN NAME)</u>	<u>(MIDDLE INITIAL OR NAME)</u>	<u>FAMILY (OR LAST NAME)</u>
Inventor's signature		
Date	Country of Citizenship _____	
Residence	_____	
Mailing Address	_____	

<u>(GIVEN NAME)</u>	<u>(MIDDLE INITIAL OR NAME)</u>	<u>FAMILY (OR LAST NAME)</u>
Inventor's signature		
Date	Country of Citizenship _____	
Residence	_____	
Post Office Address:	_____	

- Signature by administrator(trix), or legal representative for deceased or incapacitated inventor.  
*Number of pages added* \_\_\_\_\_.
- Signature for inventor who refuses to sign or cannot be reached by person authorized under  
 37 CFR 1.47. *Number of pages added* \_\_\_\_\_.
- Added page for **signature** by one joint inventor on behalf of deceased inventor(s) where legal  
 representative cannot be appointed in time. (37 CFR 1.47) *Number of pages added* \_\_\_\_\_.
- Authorization of attorney(s) to accept and follow instructions from representative.
- This declaration ends with this page.



Practitioner's Docket No. 030132

PATENT

JAN 21 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: John K. Apostolides  
Application No.: 10/666,463  
Filed: September 19, 2003

For: SERVICE OPERATION DATA PROCESSING USING CHECKLIST FUNCTIONALITY IN ASSOCIATION WITH INSPECTED ITEMS

Mail Stop: Missing Parts  
Commissioner for Patents  
P.O. Box: 1450  
Alexandria, VA 22313-1450

STATEMENT BY PRACTITIONER THAT APPLICATION FILED IN PTO  
IS THE ONE INVENTOR EXECUTED BY SIGNING DECLARATION

NOTE: This form is to be used when the declaration only indicates the name(s) of the inventor(s) and the title of the invention. Notice of September 12, 1983, 1035 O.G. 3.

I,

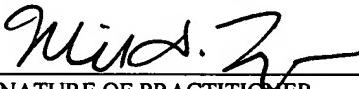
Michael D. Lazzara  
Name of Practitioner

Kirkpatrick & Lockhart LLP  
P.O. Address

Henry W. Oliver Building, 535 Smithfield Street, Pittsburgh, Pennsylvania 15222-2312

Reg. No. 41,142 Tel. No. (412) 355-8994

state I am the registered practitioner for this application and the application identified above is the application that the inventor(s) executed by signing the declaration that is being submitted herewith.

  
SIGNATURE OF PRACTITIONER

Customer No.: 26285

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Box: Missing Part, Commissioner for Patents, P.O. Box: 1450, Alexandria, VA 22313-1450.

FACSIMILE

transmitted by facsimile to the Patent and Trademark Office.

Date: \_\_\_\_\_

Signature \_\_\_\_\_

(type or print name of person certifying)

(Statement by Practitioner That Application Filed in PTO is the One Inventor Executed by Signing Declaration